(3)

THE HIGH COURT OF JUDICATURE AT BILASPUR

(C.G.)

W.P. NO. 3502 **/2003**

PETITIONER : Akhilesh Singh Kushwaha aged 33 years S/o. late Radhelal Kushwaha, R/o. Village and post Chalgali, District, SURGUJA

VERSUS

RESPONDENTS :1 The State of Chhattisgarh through Secretary, General Administrative Department, Mantralaya, D.K.S. Bhawan, Raipur.

P. R. No. 3393/03
Presented by Shri Sanjay Kaw Agrawal
dated 16.10.03

2. Commissioner, Scheduled Castes and Scheduled Tribes and other Backward Classes Welfare Department, Raipur

3. Collector District Sarguja

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

(30)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3502 08 **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	6-2-2004 Shri Kishore Bhaduri with Shri Sanjay Ku. Agrawal, counsel for the petitioner. Shri Pravin Das, Panel Lawyer for the State/respondents. Heard both the counsel. By this petition filed under Articles 226/227 of the Constitution of India, the petitioner seeks direction to the respondent to appoint him on compassionate ground in view of Annexure-P/5 and to quash the Annexure-P/1. The petitioner's case is that his father namely, Radhelal was working as Principal, Government High School, village Chalgali. He died in harness on 19-3-2000. After his death, an application for appointment on compassionate ground was moved by the petitioner to the said school and on such application his case for appointment was forwarded by the then Principal on 8-10-2002. Copy of the same is Annexure-P/2. The petitioner's case was considered after due verification and reports from the Medical Board and Police. Copies of the reports are Anmnexure-P/3 and P/4. After due recommendation (Annexure-P/5) the petitioner was permitted to be appointed on compassionate ground as A.G.-III. Accordingly, the petitioner started serving in the said post. In due course of time, the office of respondent No.2 had issued directives to the subordinate regarding these compassionate appointments directing them to fill up those posts as fast as practicable on priority, as per Annexure-P/6.	

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(31)

आदेश पत्रक

मामला क्रमांक..... सन् 200

.....विरुद्ध.....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Barve	The petitioner was not given any joining and the petitioner made different representations to the Collector and has been regularly stating that there had been regular appointment on compassionate ground in A.G.-III and some more persons who were on the same footing were appointed on those posts, as per Annexures-P/7 and P/8. Despite the representations the petitioner's case has not been considered and refused on the ground as enumerated in Annexure-P/1. Still there are clear vacant posts of A.G.-III which are lying vacant and the petitioner is not being considered. Learned counsel for the petitioner submits that the petitioner may be allowed to make a representation to respondent No.2 to which the learned counsel for respondents has no objection. Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make a detailed representation raising all his grievances to respondent No.2 within a period 10 days from today and in turn respondent No.2 will consider the representation of the petitioner and after considering all his grievances shall pass reasoned order in an objective manner within a period 60 days from the date of receipt of the representation. The writ petition is disposed of accordingly. Parties are entitled for certified copy of this order. **Sd/-** **L.C. Bhadoo** **Judge**	

[पीछे देखिये